

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF CALIFORNIA**

GERNOT TROLF, ET. AL. ,

Plaintiff,

vs.

T-MOBILE USA, INC.,

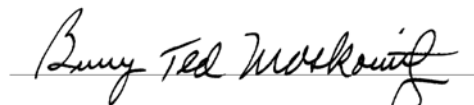
Defendant.

CASE NO. 08CV0112 BTM (WMC)

ORDER TO SHOW CAUSE

Plaintiff filed this action asserting jurisdiction under the Class Action Fairness Act, 28 U.S.C. § 1332(d)(2). Upon review of the Complaint, it is not apparent to the Court that the aggregate amount in controversy exceeds the sum or value of \$ 5,000,000.00 as required by CAFA. Plaintiff merely speculates that defendant "has generated millions of dollars in revenues from this unlawful practice" and that "[m]any customers have received hundreds of these charges." Therefore, the Court orders Plaintiff to show cause why this case should not be dismissed for lack of jurisdiction. The parties shall file written responses to this OSC on or before February 15, 2008. The Court sets the OSC for hearing on **March 7, 2008 at 11:00 a.m.** There shall be no oral argument unless requested by the Court.

DATED: January 24, 2008



Honorable Barry Ted Moskowitz
United States District Judge